



NASA Policy Directive

NPD 7010.1I

Effective Date: June 19, 2002

Expiration Date: June 19, 2007

COMPLIANCE IS MANDATORY[Printable Format \(PDF\)](#)

Subject: Processing Legislative Proposals for Incorporation into the NASA Authorization Bill

Responsible Office: Office of the General Counsel

1. POLICY

This NASA Policy Directive (NPD) assigns responsibility for submitting and processing legislative proposals for incorporation into the annual NASA authorization bill, including amendments to the National Aeronautics and Space Act of 1958, and other legislative provisions of interest to NASA.

2. APPLICABILITY

- a. This NPD applies to NASA Headquarters and Centers, including Component Facilities.
- b. Nothing in this NPD shall be construed as limiting the Inspector General's responsibility or duty under section 4(a)(2) of the Inspector General Act of 1978, as amended, 5 U.S.C. App., to review existing or proposed legislation relating to NASA programs or operations.

3. AUTHORITY

- a. 42 U.S.C. 2473(c)(1), Section 203(c)(1) of the National Aeronautics and Space Act of 1958, as amended.
- b. NPR 1000.3, "The NASA Organization."

4. REFERENCES

- a. Inspector General Act of 1978, as amended, 5 U.S.C. App.
- b. Executive Order (EO) 12988, dated February 5, 1996, "Civil Justice Reform," 3 CFR (1997 Compilation).
- c. Executive Order 13132, dated August 4, 1999, "Federalism," 3 CFR (2001 Compilation).
- d. Executive Order 13175, dated November 6, 2000, "Consultation and Coordination with Indian Tribal Governments," 3 CFR (2001 Compilation).
- e. Office of Management and Budget (OMB) Circular A-19, "Legislative Coordination and Clearance," (September 20, 1979).

5. RESPONSIBILITY

a. The Office of the General Counsel (Code G) is responsible for: soliciting and coordinating proposals from Headquarters Codes, Centers and Component Facilities for incorporation into the annual NASA authorization bill; preparing the draft authorization bill for transmission to OMB; obtaining appropriate clearances within NASA; and preparing the final draft authorization bill for transmission to Congress. In fulfilling this responsibility, the Office of the General Counsel shall perform the following:

- (1) Issue, not later than the end of July of each year, a call memorandum to Officials-in-Charge of Headquarters Offices and NASA Center Directors for legislative proposals for incorporation into the annual NASA authorization bill. The call memorandum should allow at least 30 calendar days for receipt by the Office of the General Counsel of legislative proposals from the Officials-in-Charge.
- (2) Review each legislative proposal for appropriateness, defined by: absence of redundancy or overlap with

existing authority; adequacy of proposed statutory language to achieve intended results; lack of means other than legislation for resolving the problem; and compliance with applicable law and regulations.

(3) Coordinate with Codes affected by the proposals, the NASA Federalism Official (NFO), and the NASA Tribal Government Official (NTGO).

(4) Present the legislative proposals, along with discussion and recommendations, to the Administrator, or designee, for decision.

(5) Prepare draft authorization bill, including sectional analysis, and circulate to the Codes which submitted the legislative proposals, to the Office of the Chief Financial Officer (Code B), and to the Office of Legislative Affairs (Code L) for their concurrence. Provide a copy of the draft authorization bill and sectional analysis to all other Codes and the Center Directors for their review.

(6) Transmit the draft authorization bill to the NFO to certify that all relevant requirements of EO 13132 have been met, and to the NTGO to certify that all relevant requirements of EO 13175 have been met.

(7) Transmit the draft authorization bill to Code A for approval by the Administrator, or designee.

(8) After transmittal of the draft authorization bill by Code L to OMB for coordination and advice, as required by OMB Circular No. A-19, and receipt of OMB's comments and final clearance through Code L, prepare the final draft authorization bill, including sectional analysis, and circulate to the Codes which submitted the legislative proposals, and to Codes B and L, for their concurrence. Provide a copy of the final draft authorization bill and sectional analysis to all other Codes and the Center Directors for their review.

(9) Transmit the final draft authorization bill to Code A for approval by the Administrator, or designee, and transmittal as the Administration's proposed authorization bill to Congress by Code L.

b. The Assistant Administrator for Legislative Affairs is responsible for review and concurrence or nonconcurrence on the draft authorization bill and the final draft authorization bill; and for managing the presentation of the draft authorization bill before OMB, and the final draft authorization bill (the Administration's proposed authorization bill) before the Congress.

c. The Chief Financial Officer is responsible for review and concurrence or nonconcurrence on the draft authorization bill and the final draft authorization bill.

d. Officials-in-Charge of Headquarters Offices are responsible for submitting legislative proposals from their Offices to the Office of the General Counsel. Each legislative proposal originating from a Headquarters Office shall include a brief explanation of the purpose of, and the need for, the proposed legislation. The Institutional Program Officers are also responsible for reviewing and, if they approve, submitting to Code G, proposals originating from their respective Centers.

e. Center Directors are responsible for submitting legislative proposals from their Centers to their respective Institutional Program Officer for review and approval. (If approved, the Institutional Program Officer will submit the proposal to Code G under paragraph d.) Each such Center proposal shall include: a brief explanation of the purpose of, and the need for, the proposed legislation; the proposed statutory language; a sectional analysis of the proposed statutory language; and a statement by the Office of the Chief Counsel of the Center that the proposal complies with all relevant requirements of EO 13132 and EO 13175.

f. The NFO is responsible for reviewing all legislative proposals to determine whether they have federalism implications pursuant to EO 13132, and for certifying that the draft authorization bill satisfies all relevant requirements of EO 13132.

g. The NTGO is responsible for reviewing all legislative proposals to determine whether they have tribal implications pursuant to EO 13175, and for certifying that the draft authorization bill satisfies all relevant requirements of EO 13175.

h. Each Center Chief Counsel is responsible for reviewing for appropriateness (as defined by paragraph 5.a.(2)) each legislative proposal from his/her Center, and drafting the proposed statutory language and sectional analysis for such proposals for submission by the Center Director under paragraph 5.e. Each Chief Counsel is also responsible for the statement of compliance with EO 13132 and EO 13175 regarding proposals from his/her Center.

6. DELEGATION OF AUTHORITY

None.

7. MEASUREMENTS

The NASA General Counsel shall ensure that feedback is provided through official channels to keep the Administrator, or designee, fully and currently informed of significant actions, problems, or other matters of

substance related to the annual NASA authorization bill.

8. CANCELLATION

NPD 7010.1H, dated March 27, 1997.

/s/ Sean O'Keefe
Administrator

ATTACHMENT A: (TEXT)

(URL for Graphic)

Attached_URL

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